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No. 36] NEW DELHI, WEDNESDAY, DECEMBER 18, 1996 /AGRAHAYANA 27, 1918

इस भाग में भिन्न पृष्ठ संख्या दी जाती है जिससे कि यह अलग संकलन के रूप में रखा जा सके।

Separate paging is given to this Part in order that it may be filed as a separate compilation.

LOK SABHA

The following Bills were introduced in Lok Sabha on 18th December, 1996:—

BILL NO. 132 OF 1996

A Bill to confer on the President the power of the Legislature of the State of Uttar Pradesh to make laws.

Be it enacted by Parliament in the Forty-seventh Year of the Republic of India as follows:—

1. This Act may be called the Uttar Pradesh State Legislature (Delegation of Powers) Act, 1996.

Short title.

2. In this Act, “Proclamation” means the Proclamation issued on the 17th day of October, 1996, under article 356 of the Constitution, by the President, and published with the notification of the Government of India in the Ministry of Home Affairs No. G.S.R. 482 (E) of the said date.

Definition.

3. (1) The power of the Legislature of the State of Uttar Pradesh to make laws, which has been declared by the Proclamation to be exercisable by or under the authority of Parliament, is hereby conferred on the President.

Conferment on the President of the power of the State Legislature to make laws.

(2) In exercise of the said power, the President may, from time to time, whether Parliament is or is not in session, enact as President’s Act, a Bill containing such provisions as he considers necessary :

Provided that before enacting any such Act, the President shall, whenever he considers it practicable to do so, consult a Committee constituted for the purpose, consisting of twenty members of the House of the People nominated by the Speaker and ten members of the Council of States nominated by the Chairman.

(3) Every Act enacted by the President under sub-section (2) shall, as soon as may be after enactment, be laid before each House of Parliament.

(4) Either House of Parliament may, by resolution passed within thirty days from the date on which the Act has been laid before it under sub-section (3), which period may be comprised in one session or in two successive sessions, direct any modifications to be made in the Act and if the modifications are agreed to by the other House of Parliament during the session in which the Act has been so laid before it or the session succeeding, such modifications shall be given effect to by the President by enacting an amending Act under sub-section (2):

Provided that nothing in this sub-section shall affect the validity of the Act or of any action taken thereunder before it is so amended.

STATEMENT OF OBJECTS AND REASONS

Under the Proclamation issued by the President on the 17th October, 1996 the powers of the Legislature of the State of Uttar Pradesh are now exercisable by or under the authority of Parliament. It may not be possible for Parliament to find sufficient time to deal with legislative measures which may have to be enacted. It is, therefore, proposed that Parliament may, in accordance with the provisions of sub-clause (a) of clause (1) of article 357 of the Constitution, confer by law on the President the powers of the Legislature of the State of Uttar Pradesh to make laws for the State.

2. The Bill seeks to achieve the aforesaid objects.

NEW DELHI;
The 12th December, 1996.

INDRAJIT GUPTA.

PRESIDENT'S RECOMMENDATION UNDER ARTICLE 117 OF THE CONSTITUTION OF INDIA

[Copy of letter No. F.N. V/11015/5/96-CSR, dated 12th December 1996 from Shri Indrajit Gupta, Minister of Home Affairs to the Secretary-General, Lok Sabha.]

The President, having been informed of the subject matter of the Uttar Pradesh State Legislature (Delegation of Powers) Bill, 1996 recommends under clause (3) of article 117 of the Constitution of India for its consideration in Lok Sabha.

FINANCIAL MEMORANDUM

The proviso to sub-clause (2) of clause 3 of the Bill provides for the constitution of a Committee for consultation regarding President's Act, consisting of twenty Members of the House of the People and ten Members of the Council of States. The expenses to be incurred in connection with the meetings of the Consultative Committee will be met from the Consolidated Fund of India. This Committee will meet as and when necessary. The expenditure is not expected to be large and is not likely to exceed Rs. 3,72,400 during the period the Proclamation remains in force. The Bill, if enacted, will not involve any non-recurring expenditure.

MEMORANDUM REGARDING DELEGATED LEGISLATION

The power of the Legislature of the State of Uttar Pradesh to make laws, which has been declared by the Proclamation issued under article 356 of the Constitution in respect of that State on the 17th October, 1996 to be exercisable by or under the authority of Parliament, is sought to be conferred on the President under article 357(1)(a) of the Constitution. Before exercising the aforesaid power, the President is required, whenever he considers it practicable to do so, to consult a Committee of Members of Parliament constituted for the purpose in accordance with the provisions of the proviso to sub-clause (2) of clause 3 of the Bill. Any Act enacted by the President in exercise of the aforesaid power is required to be laid before each House of Parliament and Parliament may direct modifications to be made in that Act. The delegation of the legislative power is in pursuance of the express provision in this behalf in article 357(1)(a) of the Constitution and is necessary, as it will not be easy for Parliament to find time to deal with the various legislative measures that may be required in respect of the State of Uttar Pradesh. Under the circumstances arising out of the issue of the Proclamation under article 356 of the Constitution, this delegation of legislative power is limited to the period till the aforesaid Proclamation dated the 17th October, 1996 continues to be in force. It is usual for Parliament to confer on the President such legislative powers and, therefore, the delegation is of a normal character.

BILL NO. 131 OF 1996

A Bill to authorise payment and appropriation of certain sums from and out of the Consolidated Fund of the State of Uttar Pradesh for the services of the financial year 1996-97.

BE it enacted by Parliament in the Forty-seventh Year of the Republic of India as follows:—

1. This Act may be called the Uttar Pradesh Appropriation (No. 2) Act, 1996.

Short title.

2. From and out of the Consolidated Fund of the State of Uttar Pradesh there may be paid and applied sums not exceeding those specified in column 3 of the Schedule amounting in the aggregate [inclusive of the sums specified in column 3 of the Schedule to the Uttar Pradesh Appropriation (Vote on Account) No. 2 Act, 1996] to the sum of twenty-eight thousand nine hundred four crores, eleven lakhs and fifty-seven thousand rupees towards defraying the several charges which will come in course of payment during the financial year 1996-97 in respect of the services specified in column 2 of the Schedule.

Issue of
Rs. 28904,11,57,000
out of the Con-
solidated Fund
of the State of
Uttar Pradesh
for the financial
year 1996-97.

3. The sums authorised to be paid and applied from and out of the Consolidated Fund of the State of Uttar Pradesh by this Act shall be appropriated for the services and purposes expressed in the Schedule in relation to the said year.

Appropriation.

THE SCHEDULE
(See sections 2 and 3)

No. of Vote/ Approp- riation	Services and purposes	3		
		Sums not exceeding		
		Voted by Parliament	Charged on the Consoli- dated Fund	Total
		Rs.	Rs.	Rs.
1	Excise Department	Revenue Capital 17,41,64,000 60,37,000	10,000 ..	17,41,74,000 60,37,000
2	Housing Department	Revenue Capital 29,33,51,000 1,28,77,50,000	32,75,00,000 17,00,00,000	62,08,51,000 145,77,50,000
3	Industries Department (Export Promotion) . . .	Revenue Capital 1,41,19,000 62,87,000	1,41,19,000 62,87,000
4	Industries Department (Mines and Minerals) . . .	Revenue Capital 6,55,19,000 3,97,00,000	50,000 ..	6,55,69,000 3,97,00,000
5	Industries Department (Village and Small Industries)	Revenue Capital 51,22,79,000 20,81,73,000	7,01,000 12,46,000	51,29,80,000 20,94,19,000
6	Industries Department (Handloom Industry)	Revenue Capital 45,91,95,000 7,40,65,000	5,80,000 7,00,000	45,97,75,000 7,47,65,000
7	Industries Department (Heavy and Medium Industries)	Revenue Capital 2,71,54,000 133,10,02,000	58,00,000 1,28,01,000	3,29,54,000 134,38,03,000
8	Industries Department (Printing and Stationery) . .	Revenue 40,98,22,000	..	40,98,22,000
9	Power Department	Revenue Capital 3,68,20,000 1083,93,00,000	3,68,20,000 1083,93,00,000
10	Agriculture and other Allied Departments (Horticultural Development)	Revenue Capital 54,68,84,000 7,39,41,000	29,60,000 ..	54,98,44,000 7,39,41,000
11	Agriculture and other Allied Departments (Agriculture)	Revenue Capital 492,71,09,000 58,03,46,000	3,12,000 50,000	492,74,21,000 58,03,96,000
12	Agriculture and other Allied Departments (Area Development)	Revenue Capital 48,75,09,000 50,00,000	48,75,09,000 50,00,000
13	Agriculture and other Allied Departments (Rural Development)	Revenue Capital 814,78,11,000 24,29,79,000	4,00,000 ..	814,82,11,000 24,29,79,000
14	Agriculture and other Allied Departments (Panchayati Raj)	Revenue Capital 398,97,28,000 27,55,000	21,000 ..	398,97,49,000 27,55,000
15	Agriculture and other Allied Departments (Animal Husbandry)	Revenue Capital 145,16,86,000 18,52,35,000	1,00,000 ..	145,17,86,000 18,52,35,000
16	Agriculture and other Allied Departments (Dairy Development)	Revenue Capital 19,58,35,000 10,52,35,000	3,000 ..	19,58,38,000 10,52,35,000

1 No. of Vote/ Appropri- ation	2 Services and purposes	3 Sums not exceeding			
		Voted by Parliament	Charged on the Consoli- dated Fund	Total Rs.	
			Rs.		
17	Agriculture and other Allied Departments (Fisheries)	Revenue Capital	15,99,63,000 8,00,000	5,000 ..	15,99,68,000 8,00,000
18	Agriculture and other Allied Departments (Co-operative)	Revenue Capital	29,92,61,000 299,56,41,000	12,97,85,000 30,17,65,000	42,90,46,000 329,74,06,000
19	Personnel Department (Training and other Expenditure)	Revenue	3,95,12,000	..	3,95,12,000
20	Personnel Department (Public Service Commission)	Revenue	1,73,09,000	8,64,09,000	10,37,18,000
21	Food and Civil Supplies Department	Revenue Capital	73,00,75,000 1870,82,00,000	5,00,86,000 70,00,50,000	78,01,61,000 1940,82,50,000
22	Sports Department	Revenue Capital	12,21,04,000 6,19,28,000	12,21,04,000 6,19,28,000
23	Cane Development Department (Cane)	Revenue Capital	50,03,67,000 1,00,50,000	9,61,000 5,13,000	50,13,28,000 1,05,63,000
24	Cane Development Department (Sugar Industry)	Revenue Capital	34,88,40,000 162,75,01,000	37,28,33,000 4,81,00,000	72,16,73,000 167,56,01,000
25	Home Department (Jails)	Revenue Capital	93,45,34,000 14,77,47,000	3,000 ..	93,45,37,000 14,77,47,000
26	Home Department (Police)	Revenue Capital	1424,03,35,000 18,61,57,000	92,74,000 73,53,000	1424,96,09,000 19,35,10,000
27	Home Department (Civil Defence)	Revenue Capital	82,57,67,000 67,40,000	82,57,67,000 67,40,000
28	Home Department (Political Pension and other Expenditure)	Revenue	41,19,69,000	..	41,19,69,000
*29	Confidential Department (Governor's Secretariat)	Revenue	..	2,26,54,000	2,26,54,000
30	Confidential Department (Revenue Intelligence Directorate and other Expenditure)	Revenue	85,46,000	..	85,46,000
31	Medical Department (Medical Education and Training)	Revenue Capital	129,57,55,000 2,92,12,000	25,000 ..	129,57,80,000 2,92,12,000
32	Medical Department (Allopathy)	Revenue Capital	579,24,99,000 53,18,44,000	1,00,000 ..	579,25,99,000 53,18,44,000
33	Medical Department (Ayurvedic and Unani)	Revenue Capital	80,81,56,000 31,01,000	3,000 ..	80,81,59,000 31,01,000
34	Medical Department (Homoeopathy)	Revenue Capital	30,05,46,000 3,30,23,000	20,000 ..	30,05,66,000 3,30,23,000
35	Medical Department (Family Welfare)	Revenue Capital	268,23,91,000 51,86,000	2,10,000 ..	268,26,01,000 51,86,000
36	Medical Department (Public Health)	Revenue Capital	242,84,56,000 5,51,61,000	18,86,000 ..	243,03,42,000 5,51,61,000

*Serial Number relating to charged Appropriation.

No. of Vote/ Appropri- ation	Services and purposes	3		
		Sums not exceeding		
		Voted by Parliament	Charged on the Consoli- dated Fund	Total
		Rs.	Rs.	Rs.
37	Urban Development Department	Revenue 664,80,52,000 Capital 4,37,51,000	664,80,52,000 4,37,51,000
38	Civil Aviation Department	Revenue 8,01,96,000 Capital 8,49,45,000	8,01,96,000 8,49,45,000
39	Language Department	Revenue 3,33,86,000	90,000	3,34,76,000
40	Planning Department	Revenue 82,70,00,000 Capital 61,63,00,000	82,70,00,000 61,63,00,000
41	Election Department	Revenue 153,24,87,000	153,24,87,000
42	Judicial Department	Revenue 149,27,96,000 Capital 18,15,79,000	30,84,95,000 3,86,000	180,12,91,000 18,19,65,000
43	Transport Department.	Revenue 29,50,87,000 Capital 7,20,83,000	12,000 ..	29,50,99,000 7,20,83,000
44	Tourism Department	Revenue 8,82,28,000 Capital 26,95,92,000	8,82,28,000 26,95,92,000
45	Environment Department	Revenue 3,55,58,000 Capital 5,00,000	3,55,58,000 5,00,000
46	Administrative Reforms Department	Revenue 83,46,000	83,46,000
47	Technical Education Department	Revenue 103,48,66,000 Capital 4,95,89,000	4,30,02,000 ..	107,78,68,000 4,95,89,000
48	Muslim Waqf Department	Revenue 1,48,45,000	2,73,000	1,51,18,000
49	Woman and Child Welfare Department	Revenue 170,09,17,000 Capital 90,12,000	170,09,17,000 90,12,000
50	Revenue Department (District Administration)	Revenue 106,65,79,000 Capital 33,48,89,000	35,000 ..	106,66,14,000 33,48,89,000
51	Revenue Department (Relief on account of Natural Calamities).	Revenue 128,16,83,000 Capital 1,41,23,000	125,12,85,000 14,85,000	233,29,68,000 1,56,08,000
52	Revenue Department (Board of Revenue and other Expenditure)	Revenue 419,37,17,000 Capital 52,62,000	1,40,64,000 10,52,000	420,77,81,000 63,14,000
53	National Integration Department	Revenue 102,05,39,000 Capital 7,20,00,000	102,05,39,000 7,20,00,000
54	Public Works Department (Establishment)	Revenue 274,32,99,000	4,15,000	274,37,14,000
55	Public Works Department (Non-residential Buildings)	Revenue 8,22,69,000 Capital 10,27,63,000	1,86,50,000 1,00,000	10,09,19,000 10,28,63,000
56	Public Works Department (Residential Buildings)	Revenue 6,88,22,000 Capital 14,35,89,000	72,37,000 6,000	7,60,59,000 14,35,95,000
57	Public Works Department (Functional Buildings)	Revenue	4,000	4,000
		Capital 9,68,66,000	92,000	9,69,58,000
58	Public Works Department (Communication)	Revenue 224,04,82,000 Capital 434,06,36,000	1,00,000 5,50,00,000	224,05,82,000 439,56,36,000

No of Vote/ Appropriation	Services and purposes	3			
		Sums not exceeding			
		Voted by Parliament	Charged on the Consoli- dated Fund	Total	
		Rs.	Rs.	Rs.	
59	Public Works Department (Estate Directorate) . . .	Revenue Capital	20,83,09,000 13,09,80,000	20,83,09,000 13,09,80,000
60	Forest Department	Revenue Capital	140,75,74,000 1,27,28,000	2,02,88,000 ..	142,78,62,000 1,27,28,000
61	Finance Department (Debt Services and other Expenditure)	Revenue Capital	576,18,22,000 36,55,00,000	4208,56,75,000 1789,34,54,000	4784,74,97,000 1825,89,54,000
62	Finance Department (Superannuation Allowances and Pensions)	Revenue	856,27,38,000	1,15,37,000	857,42,75,000
63	Finance Department (Treasury and Accounts Administration)	Revenue Capital	34,99,35,000 30,02,000	1,93,000 ..	35,01,28,000 30,02,000
64	Finance Department (State Lottery)	Revenue	26,96,41,000	..	26,96,41,000
65	Finance Department (Audit, Small Savings, etc.)	Revenue Capital	44,78,23,000 13,00,000	3,000 ..	44,78,26,000 13,00,000
66	Finance Department (Group Insurance)	Revenue	46,12,000	69,87,64,000	70,33,76,000
67	Legislative Council Secretariat	Revenue	5,02,29,000	15,71,000	5,18,00,000
68	Legislative Assembly Secretariat	Revenue	13,26,64,000	35,09,000	13,61,73,000
69	Legislative and Parliamentary Affairs Department (Legislature)	Capital	2,40,00,000	..	2,40,00,000
70	Science and Technology Department	Revenue	23,29,08,000	..	23,29,08,000
71	Education Department (Primary Education)	Revenue Capital	2215,41,32,000 83,50,000	192,72,39,000 ..	2408,13,71,000 83,50,000
72	Education Department (Secondary Education)	Revenue Capital	1266,34,03,000 7,60,26,000	110,07,68,000 ..	1376,41,71,000 7,60,26,000
73	Education Department (Higher Education)	Revenue Capital	300,48,99,000 14,23,01,000	4,50,01,000 ..	304,99,00,000 14,23,01,000
74	Education Department (Adult Education)	Revenue	14,84,66,000	..	14,84,66,000
75	Education Department (State Council of Educational Research and Training)	Revenue	41,32,01,000	..	41,32,01,000
76	Labour Department (Labour Welfare)	Revenue	53,14,39,000	3,000	53,14,42,000
77	Labour Department (Employment)	Revenue Capital	64,86,93,000 2,63,72,000	20,000 ..	64,87,13,000 2,63,72,000
78	Secretariat Administration Department	Revenue	75,60,99,000	4,000	75,61,03,000
79	Social Welfare Department (Social Welfare)	Revenue Capital	123,30,92,000 29,26,000	5,000 ..	123,30,97,000 29,26,000
80	Social Welfare Department (Scheduled Castes and Backward Classes Welfare)	Revenue Capital	424,94,29,000 13,19,66,000	1,50,000 ..	424,95,79,000 13,19,66,000

1 No. of Vote/ Appropri- ation	2 Services and purposes	3 Sums not exceeding		
		Voted by Parliament	Charged on the Consoli- dated Fund	Total
			Rs.	Rs.
81	Social Welfare Department (Tribal Welfare).	Revenue	6,59,65,000	2,000 6,59,67,000
		Capital	2,19,20,000	.. 2,19,20,000
82	Vigilance Department	Revenue	7,13,20,000	49,19,000 7,62,39,000
84	General Administration Department	Revenue	29,66,000	2,000 29,68,000
85	Public Enterprises Department	Revenue	88,57,000	.. 88,57,000
86	Information Department	Revenue	25,11,78,000	.. 25,11,78,000
87	Soldiers' Welfare Department	Revenue	13,28,42,000	5,000 13,28,47,000
		Capital	28,23,000	.. 28,23,000
88	Institutional Finance Department (Directorate)	Revenue	88,74,000	4,000 88,78,000
		Capital	29,91,22,000	.. 29,91,22,000
89	Institutional Finance Department (Trade Tax)	Revenue	107,89,55,000	2,08,000 107,91,63,000
		Capital	40,01,000	.. 40,01,000
90	Institutional Finance Department (Entertainment and Betting Tax)	Revenue	4,16,38,000	3,56,000 4,19,94,000
91	Institutional Finance Department (Stamps and Registration)	Revenue	17,41,84,000	4,000 17,41,88,000
		Capital	5,00,00,000	.. 5,00,00,000
92	Cultural Affairs Department	Revenue	12,31,13,000	3,000 12,31,16,000
		Capital	64,48,000	.. 64,48,000
93	Irrigation Department (Establishment)	Revenue	460,41,70,000	1,00,000 460,42,70,000
		Capital	117,90,52,000	.. 117,90,52,000
94	Irrigation Department (Works)	Revenue	838,61,20,000	3,000 838,61,23,000
		Capital	801,95,42,000	76,77,000 802,72,19,000
95	Uttarakhand Development Department	Revenue	431,67,52,000	11,02,000 431,78,54,000
		Capital	227,11,36,000	19,00,000 227,30,36,000
	TOTAL		22127,96,36,000	6776,15,21,000 28904,11,57,000

STATEMENT OF OBJECTS AND REASONS

This Bill is introduced in pursuance of article 204(1) of the Constitution read with the Proclamation issued under article 356 of the Constitution in respect of the State of Uttar Pradesh on the 17th October, 1996, to provide for the appropriation out of the Consolidated Fund of the State of Uttar Pradesh of the moneys required to meet the expenditure charged on the Consolidated Fund of the State of Uttar Pradesh and the grants made by the Lok Sabha for expenditure of the Government of Uttar Pradesh for the financial year 1996-97.

P. CHIDAMBARAM.

PRESIDENT'S RECOMMENDATION UNDER ARTICLE 207 OF THE CONSTITUTION OF INDIA

[Copy of letter No. F.2(2)-B.(S)/96-Vol. II, dated the 10th December, 1996 from Shri P. Chidambaram, Minister of Finance to the Secretary-General, Lok Sabha.]

The President, having been informed of the subject matter of the proposed Bill to authorise payment and appropriation of certain sums from and out of the Consolidated Fund of the State of Uttar Pradesh for the services of the financial year 1996-97, recommends under clauses (1) and (3) of article 207 of the Constitution of India, read with the Proclamation dated 17th October, 1996 issued under article 356 of the Constitution, the introduction of the Uttar Pradesh Appropriation (No. 2) Bill, 1996 in and the consideration of the Bill by Lok Sabha.

S. GOPALAN,
Secretary-General.

